

REFERENCE TITLE: alcohol tax; substance abuse treatment

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HB 2554

Introduced by
Representative Anderson

AN ACT

AMENDING TITLE 36, CHAPTER 18, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-2007; AMENDING SECTION 42-3102, ARIZONA REVISED STATUTES; RELATING TO LUXURY PRIVILEGE TAX.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 36, chapter 18, article 1, Arizona Revised Statutes,
3 is amended by adding section 36-2007, to read:

4 36-2007. Substance abuse treatment fund

5 A. THE SUBSTANCE ABUSE TREATMENT FUND IS ESTABLISHED FOR THE PURPOSE
6 OF FUNDING DRUG AND ALCOHOL ABUSE SERVICES AND PREVENTION PROGRAMS THROUGH
7 REGIONAL BEHAVIORAL HEALTH AUTHORITIES IN THIS STATE. THE DIRECTOR OF THE
8 DEPARTMENT OF HEALTH SERVICES SHALL ADMINISTER THE FUND. THE FUND CONSISTS
9 OF MONIES DISTRIBUTED PURSUANT TO SECTION 42-3102, SUBSECTION B.

10 B. THE DIRECTOR MAY ACCEPT AND SPEND FEDERAL MONIES AND PRIVATE
11 GRANTS, GIFTS, CONTRIBUTIONS AND DEVICES TO ASSIST IN CARRYING OUT THE
12 PURPOSES OF THIS SECTION. THESE MONIES DO NOT REVERT TO THE STATE GENERAL
13 FUND AT THE END OF THE FISCAL YEAR.

14 C. ALL MONIES DEPOSITED IN THE FUND ARE IN ADDITION TO ANY OTHER
15 APPROPRIATION, TRANSFER OR ALLOCATION OF PUBLIC OR PRIVATE MONIES FROM ANY
16 OTHER SOURCE AND SHALL NOT SUPPLANT, REPLACE OR CAUSE A REDUCTION IN OTHER
17 FUNDING SOURCES.

18 D. MONIES IN THE FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190
19 RELATING TO LAPSING OF APPROPRIATIONS AND ARE CONTINUOUSLY APPROPRIATED. ON
20 NOTICE FROM THE DIRECTOR, THE STATE TREASURER SHALL INVEST AND DIVEST MONIES
21 IN THE FUND AS PROVIDED BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENT
22 SHALL BE CREDITED TO THE FUND.

23 E. THE DIRECTOR SHALL SPEND MONIES IN THE FUND THROUGH REGIONAL
24 BEHAVIORAL HEALTH AUTHORITIES IN THIS STATE AS FOLLOWS:

25 1. FIFTY-EIGHT PER CENT FOR RURAL DETOXIFICATION PROGRAMS AND RELATED
26 FOLLOW-UP SERVICES.

27 2. TWENTY-FIVE PER CENT FOR SUBSTANCE ABUSE TREATMENT SERVICES FOR
28 PREGNANT WOMEN AND WORKING PARENTS AND THEIR FAMILIES.

29 3. SEVENTEEN PER CENT FOR DEVELOPING, IMPLEMENTING AND OPERATING AN
30 OUTCOME BASED SERVICE EFFECTIVENESS REPORTING SYSTEM TO BE ADMINISTERED BY A
31 THIRD PARTY.

32 F. THE MONIES DESCRIBED IN SUBSECTION E OF THIS SECTION SHALL BE USED
33 ONLY FOR THE PURPOSES UNDER SUBSECTION E OF THIS SECTION AND ARE NOT SUBJECT
34 TO THE NORMAL ADMINISTRATIVE WITHHOLDINGS BY THE DEPARTMENT OF HEALTH
35 SERVICES OR BY THE REGIONAL BEHAVIORAL HEALTH AUTHORITIES.

36 Sec. 2. Section 42-3102, Arizona Revised Statutes, is amended to read:

37 42-3102. Distribution to state general fund and substance abuse
38 treatment fund

39 A. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION AND unless
40 otherwise provided by this article or article 6 or 7 of this chapter, the
41 department shall deposit, pursuant to sections 35-146 and 35-147, all monies
42 collected pursuant to this chapter in the state general fund.

43 B. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
44 35-147, _____ PER CENT OF MONIES COLLECTED PURSUANT TO SECTION 42-3052,
45 PARAGRAPHS 1, 2, 3 AND 4 TO THE SUBSTANCE ABUSE TREATMENT FUND ESTABLISHED BY
46 SECTION 36-2007. THE AMOUNT DEPOSITED UNDER THIS SUBSECTION SHALL NOT EXCEED
47 TWELVE MILLION DOLLARS.